Reg. No. B.G. 202.

The Mysore Gazette

PUBLISHED BY AUTHORITY

(EXTRAORDINARY)

PART IV—2-C (ii)

BANGALORE, FRIDAY, DECEMBER 15, 1967
(MARGASIRA 24, SAKA ERA 1889). | No. 255

FOOD, CIVIL SUPPLIES AND LABOUR SECRETARIAT

ORDER

Bangalore, dated 13th December 1967.

S.O. 2347.—In exercise of the powers conferred by section 3 of the Essential Commodities Act, 1955 (Central Act 10 of 1955) read with S.O. No. 1844, dated the 18th June, 1966 of the Government of India in the Ministry of Commerce, the Government of Mysore hereby makes the following Order, namely :—

1. *Title, extent and commencement.*—(1) This Order may be called the Mysore Cotton Textiles (Maintenance of Accounts and Control) (Second) Order, 1967.

(2) It extends to the areas specified in the Schedule to this Order.

(3) It shall come into force on the 16th December 1967.

2. *Definitions*.—In this Order unless the context otherwise requires,—

(*a*) " Cloth " means any type of cloth manufactured either wholly from cotton, or partly from cotton and partly from any other material, and includes all synthetic fabrics in which there is an admixture of cotton, but does not include cloth manufactured wholly from wool, silk artificial silk or jute ;

(*b*) " controlled cloth " means any type of cloth, defined in clause (*a*), which is declared, from time to time, by the Textile Commissioner to the Government of India to be controlled cloth ;

(*c*) " dealer " means a person carrying on the business of purchase or sale of all or any variety of cloth, whether wholesale or retail and whether or not in conjunction with any other business and includes manufacturers and commission agents engaged in any such business ;

(*d*) " retail dealer " means a dealer who sells cloth to a person other than a dealer ;

(*e*) " wholesale dealer " means a dealer who is not a retail dealer ;

(*f*) " Enforcement Officer " means any person appointed by order by the Director of Food and Civil Supplies in Mysore, Bangalore as Enforcement Officer in respect of such area as may be specified in such order and where no such person has been appointed in any area the First/ Second Grade Inspector and/or the Assistant Inspector of the Food and Civil Supplies Department (Civil Supplies) having jurisdiction in the area.

3. *Maitenance of Accounts*.—(1) Every dealer shall maintain a register of daily accounts of his stock for each variety of controlled cloth, showing correctly—

(*a*) the opening stock at the beginning of each day ;

(*b*) the quantities received during the day showing the place from where and the source from which the same are received.

(*c*) the quantities (expressed in the same measure as he chooses) for (*a*) and (*b*) delivered or otherwise removed during the day showing the bill number, and

(*d*) the closing stock at the end of the day.

(2) Each dealer shall complete his accounts for each day before the commencement of the business for the next working day, unless prevented by reasonable cause, the burden of proving which shall be upon him.

(3) The accounts to be maintained as per sub-clause (1) shall be in the form approved by the Director of Food and Civil Supplies in Mysore, Bangalore.

4. *Display of names of varieties of Controlled Cloth.*—Every dealer shall exhibit on a notice board kept at a conspicuous part of his place of business the names of the varieties of controlled cloth which he has in stock.

Explanation.—In this clause the expression 'Variety' means whether the cloth is dhoti, saree, shirting, drill or long cloth but without reference to the place of manufacture or special trade names.

5. *Dealer not to withhold stocks from sale.*—No retail dealer shall withhold from sale, or refuse to sell cloth ordinarily kept for sale.

6. *Issue of receipt, invoice, or cash memo, etc.*—Every dealer shall issue in respect of every sale effected by him a correct receipt, invoice or cash memo, as the case may be, in respect of the sale of cloth, and such receipt or invoice in respect of controlled cloth shall give his own name and address, the date of the transaction, the quantity sold, the description of the cloth including any distinguishing trade name and number, the price per unit

of sale, and the total amount charged and he shall also keep a duplicate of the receipt, invoice or cash memo so issued, to be available for inspection.

Provided that in respect of categories of controlled cloth declared scarce by the Director of Food and Civil Supplies in Mysore, Bangalore, the dealer shall, in addition to the above details given on the receipt invoice or cash memo, mention the name and address of the buyer and also obtain the signature of the buyer on it ;

Provided further that for sales involving less than Rupees Five, receipt, invoice or cash memo need not be issued.

7. *Power of entry, search and seizure.*—(1) The Enforcement Officer, may, with a view to securing compliance with this Order, or to satisfying himself that the provisions of this order have not been contravened,—

(*a*) enter into, or search any premises, vehicles, vessels or other conveyances in which he has reason to believe that a contravention of this Order has been, is being, or is about to be committed ;

(*b*) seize the stocks of cloth along with cloth, the packages, coverings or receptacles in which such cloth is found and the animals, vehicles, vessels or other conveyances used in carrying such cloth in respect of which the Enforcement Officer has reason to believe that a contravention of this Order has been, is being, or is about to be committed.

(2) The provisions of sections 102 and 103 of the Code of Criminal Procedure, 1898 (Central Act 5 of 1898) relating to search and seizure shall, so far as may be, apply to searches and seizures under this clause.

SCHEDULE I.

[*See* Sub-Clause (2) of Clause I.]

1. *Bangalore District.*—

(1) Corporation of the City of Bangalore and an area within a radius of 2 miles from the Municipal Limits of the City.

Town Municipalities of.—

(2) Hoskote,
(3) Devanahalli,
(4) Doddaballapura,
(5) Nelamangala,
(6) Magadi,
(7) Channapatna,
(8) Ramanagaram,
(9) Kanakapura,
(10) Anekal.

2. *Belgaum District.*—

(1) Belgaum City Municipality and Belgaum Cantonment.
(2) Nipani Town Municipality.
(3) Athani Town Municipality.
(4) Gokak Town Municipality.
(5) Saundatti Yellamma Town Municipality.
(6) Bailhongal Town Municipality.

3. *Bellary District.*—

(1) Bellary City Municipality.
(2) Hospet City Municipality.

4. *Bidar District.*—

(1) Bidar Town Municipality.

5. *Bijapur District.*—

(1) Bijapur City Municipality.
(2) Bagalkot Town Municipality.
(3) Jamkhandi Town Municipality.
(4) Rabkavi Banahatti Town Municipality.

6. *Chiclcmagalur District.—*

(1) Chickmagalur Town Municipality.
(2) Kadur Town Municipality.
(3) Tarikere Town Municipality.
(4) Koppa Town Municipality.
(5) Narasimharajapur Town Municipality.
(6) Sringeri Town Municipality.

7. *Chitraburga District.—*

(1) Chitradurga Town Municipality.
(2) Challakere Town Municipality.
(3) Molakalmuru Town Municipality.
(4) Harihar Town Municipality.
(5) Hiriyur Town Municipality.
(6) Davangere City Municipality.

8. *Coorg District.—*

(1) Town Municipalities in Coorg District.

9. *Dharwar District.—*

(1) Hubli—Dharwar Municipal Corporation.
(2) Gadag—Betgeri City Municipality.
(3) Haveri Town Municipality.
(4) Ranebennur Town Municipality.
(5) Navalgund Town Municipality.
(6) Nargund Town Municipality.
(7) Byadgi Town Municipality.
(8) Kalghatgi .Bendigeri village.
(9) Hanagal village.
(10) Ron village.
(11) Mundargi village.
(12) Hirekerur village.
(13) Shiggaon village.
(14) Annigeri village.
(15) Gajendragad village.
(16) Revenue village of Rankapur.
(17) Karajgi Chickmagadur village.

10. *Gulbarga District.—*

(1) Gulbarga City Municipality.
(2) Alland Town Municipality.
(3) Shorapur Town Municipality.
(4) Sedum Town Municipality.
(5) Yadgir Town Municipality.

11. *Hassan District.*—

(1) Hassan Town Municipality.
(2) Arkalgud Town Municipality.
(3) Belur Town Municipality.
(4) Channarayapatna Town Municipality.
(5) Holenarsipur Town Municipality.
(6) Arsikere Town Municipality.
(7) Sakaleshpura Town Municipality.

12. *Kolar District.*—

(1) Kolar Town Municipality.
(2) Bangarpet Town Municipality.
(3) Chintamani Town Municipality.
(4) Chikballapur Town Municipality.
(5) Gauribidnur Town Municipality.
(6) Srinivasapur Town Municipality.
(7) Kolar Gold Fields Sanitary Board Area.

13. *Mandya District.*—

(1) Mandya Town Municipality.
(2) Maddur Town Municipality.
(3) Malavalli Town Municipality.
(4) Srirangapatna Town Municipality.
(5) Nagamangala Town Municipality.
(6) Krsihnarajpet Town Municipality.
(7) Pandavapura Town Municipality.

14. *Mysore District.*—

(1) Mysore City Municipality.
(2) Chamarajanagar Town Municipality.
(3) Hunsur Town Municipality.
(4) Nanjangud Town Municipality.
(5) Kollegal Panchayat Area.

15. *North Kanara District.*—

(1) Karwar Town Municipality.
(2) Kumta Town Municipality.
(3) Bhatkal Town Municipality.
(4) Sirsi Town Municipality.
(5) Haliyal Town Municipality.
(6) Gokarn Town Panchayat Area.
(7) Ankola Town Panchayat Area.
(8) Siddapur Town Panchayat Area.

16. *Raichur District.*—

(1) Raichur City Municipality.

17. *Shimoga District.*—

(1) Shimoga City Municipality.
(2) Thirthahalli Town Municipality.
(3) Chennagiri Town Municipality.
(4) Honnali Town Municipality.
(5) Shikaripur Town Municipality.
(6) Sagar Town Municipality.
(7) Bhadravathi Town Municipality and New Board Area including New Town and Paper Town.

18. *South Kanara District.*—

(1) Every area within the limits of non-municipal areas of Mulki and Bantwal.
(2) Mangalore City Municipality.
(3) Udipi Town Municipality.
(4) Coondapur Panchayat Area.
(5) Karakal Panchayat Area.
(6) Puttur Panchayat Area.
(7) Mudabidre.

19. *Tumkur District.*—

(1) Tumkur Town Municipality.
(2) Tiptur Town Municipality.
(3) Madhugiri Town Municipality.
(4) Koratagere Town Municipality.
(5) Gubbi Town Municipality.
(6) Kunigal Town Municipality.
(7) Turuvekere Town Municipality.

By Order and in the name of the Governor of Mysore,

S. SANTHI,
Deputy Secretary to Government,
Food, Civil Supplies and Labour Department.

[No. FSD 114 BCS 67]

Printed by the Director of Printing, Sty. & Publications at the Govt. Press, Bhoo